

These Minutes Have Not Been Approved By The Board

**MINUTES OF THE MEETING
OF THE
BOARD OF ATHLETIC TRAINING**

June 7, 2006

CALL TO ORDER

Roll Call

Kathleen English, Chairperson, called the meeting of the Board of Athletic Training to order at 1:06 p.m., Wednesday, June 7, 2006 in Conference Room LL-C, State Office Building, 301 Centennial Mall South, Lincoln, Nebraska. The meeting was duly publicized by distribution of the Notice of Meeting Agenda ten (10) days prior to the meeting and posting the agenda at the entrance of the Health and Human Services Department of Regulation and Licensure at least twenty-four (24) hours prior to the meeting.

The following Board and staff members were present at the meeting:

Kathleen English, Chairperson
Jay Carlson, Vice-chairperson
Chad Kinart, Professional Member

Diane Hansmeyer, Section Administrator
Patty Pierson, Credentialing Coordinator
Susan Strong, Assistant Attorney General - entered 1:15 p.m., left 2:10 p.m.
Michael Grutsch, HHSS Investigations Program Manager - left 1:40 p.m.
LaDonna Shippen, Policy Analyst & Regulation Coordinator -
entered 2:35 p.m., left 2:55 p.m.

Absent: Mel Luetchens, Consumer Member

Adoption of the Agenda

Carlson moved, seconded by Kinart, to adopt the agenda. Voting aye: English, Carlson, and Kinart. Voting nay: None. Absent and not voting: Luetchens. Motion carried.

Approval of Minutes: June 8, 2005, October 27, 2005, November 28, 2005, February 2, 2006

Carlson moved, seconded by English, to approve the minutes for the June 8, 2005 (board meeting); October 27, 2005 (video conference call); November 28, 2005 (conference call); and February 2, 2006 (conference call) meetings. Voting aye: Carlson, Kinart, and English. Voting nay: None. Absent and not voting: Luetchens. Motion carried.

INVESTIGATIONAL PROCESS REVIEW

Grutsch introduced a new schematic of how the Investigations Division is currently handling complaints of individuals (see attachment A). Members of the Investigations Division review the complaint before it goes to either the Assistant Attorney General or the entire board. They look at the complaint to see if there is an obvious violation, which

needs to be investigated. If there is a possible violation, the Division sends a letter and a copy of the complaint to the subject of the complaint and gives them an opportunity to respond. If additional records are needed, Investigations will subpoena those records, and then send the complete packet of information to the designated board representative who reviews complaints. The person offers his or her professional advice regarding the issue(s) and says whether he or she believes the complaint should be investigated or closed and if it should be investigated, what issues need to be examined. A priority case where there is the threat of imminent harm is investigated right away. All completed cases go to the board, then to the Attorney General's Office. Boards will get a compilation report on a regular basis from Investigations, which will state the complaint and how it was resolved.

Strong entered the meeting at 1:15 p.m.

OLD BUSINESS

English brought up the issue of temporary licenses. The State of Nebraska does not issue temporary licenses. Hansmeyer said this was an issue for the profession's association. Historically, temporary licenses were issued to individuals who had completed coursework and were waiting to take the exam. Hansmeyer explained that with the move towards computer-based testing other professions are discontinuing the issuance of temporary licensure.

Grutsch left the meeting at 1:25 p.m.

NEW BUSINESS

ULL Rewrite Update

Hansmeyer reported that although the Department put a hold on amending the Uniform Licensure Law (ULL), she is hopeful that it will be amended during the next legislative session. Some of the amendments will affect the Athletic Training Rules and Regulations.

Board's Duties and Responsibilities

English moved, seconded by Carlson to accept the Board's Duties and Responsibilities (Attachment B). Voting aye: Kinart, English, and Carlson. Voting no: none. Absent and not voting: Luetchens. Motion carried

Complaint Screener/Investigative Consultant

Kinart moved, seconded by English to appoint Carlson to be the board's Complaint Screener/Investigative Consultant. Voting aye: English, Carlson, and Kinart. Voting nay: none. Absent and not voting: Luetchens. Motion carried.

Reaffirmation of Mail Ballots

English moved, seconded by Kinart to reaffirm the mail ballots of the following individuals:

Brent Melvin - Approval of licensure

Dennis Scott Peery - Approval of reinstatement of license

Chad Grossnicklaus - Approval of licensure

Voting aye: Carlson, English, and Kinart. Voting nay: none. Absent and not voting: Luetchens. Motion carried.

Election of Officers

English moved, seconded by Kinart to appoint Carlson as Chair of the Board of Athletic Training. Voting aye: English, Kinart, and Carlson. Voting nay: none. Absent and not voting: Luetchens. Motion carried.

Carlson moved, seconded by English to appoint Kinart as Vice Chair of the Board of Athletic Training. Voting aye: English, Carlson, and Kinart. Voting nay: none. Absent and not voting: Luetchens. Motion carried.

Carlson moved, seconded by Kinart to appoint English as Secretary of the Board of Athletic Training. Voting aye: Carlson, Kinart, English. Voting nay: none. Absent and not voting: Luetchens. Motion carried.

LAP Report

Hansmeyer gave the board a quarterly report on licensee usage of the Licensee Assistance Program (LAP). Judi Leibrock is the individual who performs the drug and alcohol evaluations. No Athletic Trainers used LAP services this quarter. Hansmeyer pointed out that an article on chemical dependency is included with each quarterly report. She said these types of stories would be appropriate to include in association newsletters and are sent to associations for that purpose.

Strong left the meeting at 2:15 p.m.

FEE REVIEW 2007-2008

Hansmeyer presented information regarding the Licensure Fee Review for 2007-2008. The worksheet provides revenue and expenditures, which results in the cost per credential (Attachment C). Carlson moved, seconded by Kinart to keep the fees at \$52 for the biennial renewal rate and \$50 for new licenses. Voting aye: English, Carlson, and Kinart. Voting nay: none. Absent and not voting: Luetchens. Motion carried.

Shippen entered the meeting at 2:35 p.m.

REGULATION REVIEW

Hansmeyer stressed the importance of facilitating a regular regulation review in order to ensure the rules and regulations are current. Some sections within the rules and regulations cannot be changed because they are set by State statute. However, the remaining sections can be affected by changes that occur within the profession or extraneously. For example, changes the legislature might make to the ULL may affect the Athletic Training Rules and Regulations. Hansmeyer suggested that the Definitions section (17-002) be reviewed as well as the Continuing Competency Requirements For Licensure section (17-010). English volunteered to review the Definitions section. Carlson volunteered to review the Examination Eligibility section (17-004) and the Examination Procedures section (17.005). Kinart volunteered to review Grounds on Which The Department May Deny, Refuse Renewal Of, Or Discipline A License section (17-008). It was decided that the entire board review the Continuing Competency Requirements For Licensure section (17-010). After independently reviewing the sections, the board will decide by July 15th, 2006 whether they will need to revise the rules and regulations. If changes are required, the board will meet face-to-face sometime within the first two weeks of August with a tentative date, contingent upon board members' availability, of August 8th.

English moved, seconded by Kinart to change the definition of Accredited College or University to reflect the name change of the accrediting body. Voting aye: Carlson, English, and Kinart. Voting nay: none. Absent and not voting: Luetchens. Motion carried.

Shippen left the meeting at 2:55 p.m.

MISCELLANEOUS

Carlson moved, seconded by Kinart to set the percentage of Athletic Trainer renewals for audit at 5%. Voting aye: English, Carlson, and Kinart. Voting no: none. Absent and not voting: Luetchens. Motion carried.

The next regular board meeting was set for June 6, 2007 at 1 p.m.

ADJOURNMENT

The meeting adjourned at 3:02 p.m.

Respectfully submitted,

Kathy English, Secretary

Prepared by: Patty Pierson